

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, MARCH 5, 2002**  
**COUNTY COMMISSIONERS CHAMBERS**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 26, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 21 additions and deductions to the tax assessment rolls per Exhibit A.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

St. Monica's  
Vital Services, Inc.

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2:30 p.m.  
Board of Equalization

4) **NOTICE OF VALUATION CHANGE FOR OMITTED OR UNDERVALUED PROPERTY FOR THE FOLLOWING:**

Chuck Schmidt Construction Inc. (3 notices)  
Michael & Kristi Egger  
Lincoln Lumber Company  
Owen L & Rebecca L. Henderson

5) **APPROVAL OF 451A TAX EXEMPTIONS FOR 2002 PER EXHIBIT B:**

6) **ADJOURNMENT:**

<p style="text-align:center"><b>IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.</b></p>
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**AGENDA**  
**LANCASTER BOARD OF COMMISSIONERS**  
**TUESDAY, MARCH 5, 2002**  
**COUNTY COMMISSIONERS CHAMBERS**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 26, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)
  
- 2) **CLAIMS FOR REVIEW:**
  - A. Reconsideration of questionable claim for acute intake/evaluations, in the amount of \$7,250, submitted by Nebraska Health and Human Services.
  
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, March 5, 2002.
  
- 4) **PUBLIC HEARINGS:**
  - A. Continuation of a public hearing regarding County Final Plat 01036, Prairie Vista, requested by Lyle Loth of ESP on behalf of Andrew and Tamera Ingwerson, for six lots on property generally located south of North 176<sup>th</sup> Street and Fletcher Avenue in Lancaster County, Nebraska. (Continued from February 26, 2002.)

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4) **PUBLIC HEARINGS CONTINUED:**

- B. Automatic renewal of retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, pursuant to Resolution 5351 adopted July 2, 1996 for which the County Clerk has received no protests for the following:

Ampride #104	North Forty Golf Club
Big Daddy's Stop	Outpost Tavern
Branched Oak Marina	P.O. Pears on the Lake
Crooked Creek Golf Club	Pawnee Marina
Firethorn Golf Club	Pla Mor Ballroom
Gas 'N Shop	Princeton Tavern
Hi Mark Golf Club	Raymono's Pizza Plus Inc.
Hidden Valley Golf Course & Club	Shoemaker's South Truck Stop
Hillcrest Country Club	Star City Hockey L.L.C.
James Arthur Vineyards	Toni's Corner & General Store
Kramer Bar	U-Stop Convenience Shop
Lincoln Izaak Walton League	Veterans of Foreign War #3606
Merle's Food & Drink	Yankee Hill Amoco
Mike's 66	Yankee Hill Country Club

- C. Renewal of a retail liquor license for DLH, Inc. d/b/a Coaches Sports Bar & Grill for which the County Clerk has received three or more written protests, pursuant to Neb. Rev. Stat §53-135.01.

5) **OLD BUSINESS:**

- A. A claim for attorney's fees from Mary Stoughton Wenzl, pursuant to Resolution 4630, for 25 percent of retroactive Social Security benefits in representing Abdialhussein Sheruza. The amount of the claim would be \$333.75.
- B. A collaborative agreement with Lincoln Action Program, Inc. to have the County, through the Cooperative Extension Office, provide for a .5 full-time employee Nutrition Assistant to coordinate the Lincoln Action Program Head Start Performance Standards Responsibility Grid. The County shall be reimbursed up to \$31,680. (C-02-45)

6) **NEW BUSINESS:**

- A. An agreement with L.J. Webb Contractor, Inc. for construction of Project 02-26 for concrete box culverts on 84<sup>th</sup> Street between Fletcher Avenue and Alvo Road, 112<sup>th</sup> Street between Havelock Avenue and Adams Street, on Holdrege Street between 98<sup>th</sup> and 84<sup>th</sup> Streets, 114<sup>th</sup> Street between Panama Road and Olive Creek Road, 114<sup>th</sup> Street between Princeton Road and Pella Road and 96<sup>th</sup> Street between Pella Road and Firth Road. The work will be performed between March 11, 2002 and September 6, 2002. The County will pay \$262,922.64. (C-02-79)
- B. An agreement with the City of Waverly for the construction of asphalt pavement of Cannongate Road from Jamestown and Oldfield Street, beginning on the date of execution until completion of the construction. Lancaster County will be responsible for paving plans, bid letting, award and inspection. The County will pay up to \$18,952 for the paving, with the City of Waverly agreeing to pay up to \$26,049. (C-02-80)
- C. An agreement with Norris Public Power District of Beatrice for adjustment of its facility as it relates to County Project C55-S-405(1) for work on South 54<sup>th</sup> Street. The County will pay up to \$85,000 for the adjustment. (C-02-81)
- D. An agreement with Norris Public Power District of Beatrice to adjust its facility as it relates to County Project BR-3300(2)-Roca Northwest for construction work on Saltillo Road between South 25<sup>th</sup> Street and South 27<sup>th</sup> Street. The County will pay up to \$18,000 for the adjustment. (C-02-82)
- E. An agreement with Speece Lewis, Inc. for surveying and professional engineering services and other related services for the design and preparation of plans for North 162<sup>nd</sup> Street from Salt Creek to Davey Road. The County will pay \$15,400 for the services. The term of the agreement is from the date of execution until July 12, 2002. (C-02-83)
- F. An amendment to a food services agreement with Aramark Correctional Services, Inc. to extend the agreement until May 31, 2002. The agreement is due to expire March 1, 2002. (C-02-84)
- G. An amendment to agreement C-01-560 with Maplewood Counseling Services Inc. for residential and non-residential evaluation services. The amendment extends the term for one year from November 15, 2001 to September 30, 2002. Compensation and all other terms to the agreement shall remain in full force and effect. (C-02-85)

6) **NEW BUSINESS CONTINUED:**

- H. Recommendation of the Lancaster County Sheriff's Office, pursuant to Neb. Rev. Stat. §23-3109(3), Article 31, to enter into a special purchase with Smith & Wesson for duty weapons, in the total amount of \$8,113.50, complete with trade-in allowance for old weapons. (B-02-10)
- I. Recommendation from the Purchasing Agent and Lancaster Manor to award a bid for one washer/extractor and dryer, including trade-in allowance for old equipment, to A.A. Horwath & Sons, in the amount of \$16,370. (Total cost includes the deductions for trade-in of old used equipment.) (B-02-11)
- J. Recommendation from the Purchasing Agent and the Lancaster County Engineer to award a bid for grading and culvert construction at various locations in the County to Hartmann Construction Company, in the amount of \$254,012.23 for Part I (South 54<sup>th</sup> Street) and to Minchow Construction, Inc., in the amount of \$221,064.59 for Part II (West Denton Road). Total amount of the award is \$475,076.82. (B-02-12)
- K. Recommendation from the Purchasing Agent and the Lancaster County Noxious Weed Control Authority to award a bid for annual weed control requirements to "All Care" Grounds Management, Bags O'Grass Lawn Service and Best Kept Lawn Care, at rates as specified on the bid tabulation sheet. (B-02-13)
- L. Recommendation of the Joint Budget Committee to use \$6,000 of County funding to contract with Cedars Youth Services to provide management services on behalf of the Clyde Malone Center.
- M. Authorization of Wells Fargo Bank, as Trustee, to disburse \$158,475.60 from the Juvenile Detention Center Arbitrage Rebate Fund to the Internal Revenue Service, as reflected by the final arbitrage rebate report.
- N. Authorization for the Chair to execute Federal Form 8038-T "Arbitrage Rebate and Penalty in Lieu of Arbitrage Rebate" form.
- O. Request from Dennis Keefe, Lancaster County Public Defender, to promote Julie Hansen from an Attorney I to an Attorney II and set her annual salary at \$62,000, effective March 7, 2002.
- P. A political subdivision tort claim filed against the Lancaster County Community Mental Health Center by Gordon Lannin, on behalf of Karen N. Lannin, for lost property.

6) **NEW BUSINESS CONTINUED:**

Q. A political subdivision tort claim filed against the Lancaster County Engineering Department by Gary L. Blum for damaged property.

7) **CONSENT ITEMS:** These are items of business that are routine and which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:

- A. Setting of a public hearing for Tuesday, March 19, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding County Change of Zone 207, from "AG" Agricultural to "AGR" Agricultural Residential, requested by Virginia Thomas and Twyla J. Lidolph, Trustees, on property generally located at Southwest 56<sup>th</sup> Street and West Denton Road in Lancaster County, Nebraska.
- B. Setting of a public hearing for Tuesday, March 26, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding updating the Lancaster County Sewage Code which is currently County Resolution 2832 and for the adoption of updated Design Standards, Operation and Maintenance of On-Site Wastewater Treatment Systems which were previously in County Resolution 2832. (A copy of the proposed Regulations and Standards are on file in the County Clerk's Office.)
- C. Setting of a public hearing for Tuesday, April 2, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City building regarding an application for a Class E (Beer Off Sale Only) and a Class M (Bottle Club) liquor license from LEEANN INC. d/b/a "Merle's Food & Drink" (Daniel and Elizabeth Lynch) located at 8250 West "O" Street in Lancaster County, Nebraska.
- D. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:
- \* Patricia Ruth, in the total amount of \$1,393.59, at 11500 Van Dorn Street; Project C55-J-409(1). (2 contracts) (C-02-86 and C-02-87)
  - \* Dwight and Yvonne Tekolste, in the amount of \$580.50, two-tenths of a mile north of Pella Road on South 96<sup>th</sup> Street; Project C.P.X-101. (C-02-88)
  - \* Vandwege Farms Partnership, in the amount of \$508.50, two-tenths of a mile north of Pella Road on South 96<sup>th</sup> Street; Project C.P.X-101. (C-02-89)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **DISCUSSION:**

10) **PENDING:**

- A. Comprehensive Plan Amendment 27b, 1998 Comprehensive Plan Annual Review, requested by Peter Katt for Steve Champoux, to revise the Land Use Plan to change 124 acres from Agricultural to Low Density Residential at the northwest corner of 134<sup>th</sup> and "A" Streets in Lancaster County, Nebraska. (1998937)
- B. County Change of Zone 147, requested by Peter Katt for Steve Champoux, from "AG" Agricultural to "AGR" Agricultural Residential on property located at the northwest corner of 134<sup>th</sup> and "A" Streets in Lancaster County, Nebraska. (1998938)

11) **ANNOUNCEMENTS:**

- A. The Lancaster County Leasing Corporation will meet on Tuesday, March 5, 2002 immediately following the Lancaster County Board of Commissioners meeting in the County Commissioners Chambers, Room 112, on the first of the County-City Building.
- B. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 7, 2002 at 8:15 a.m. in Conference Room 113 on the first floor of the County-City Building.
- C. Public hearings will be held on Tuesday, March 12, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building for the following:
  - 1. County Special Permit 190, Deer Trail Community Unit Plan (formerly known as Deer Field Community Unit Plan), requested by Brian D. Carstens and Associates on behalf of Robert D. Doolittle, consisting of five single family acreage lots, on property generally located at Highway 77 and Martell Road in Lancaster County, Nebraska.
  - 2. County Preliminary Plat 01018, Deer Trail (formerly known as Deer Field), requested by Brian D. Carstens and Associates on behalf of Robert D. Doolittle, consisting of five single family acreage lots, on property generally located at Highway 77 and Martell Road in Lancaster County, Nebraska.

11) **ANNOUNCEMENTS CONTINUED:**

- D. A public hearing will be held on Tuesday, March 26, 2002 at 1:30 p.m. in the County Commissioners Chambers, Room 112, on the first floor of the County-City Building regarding a new application for a Class E (Beer Off Sale Only) liquor license from Huong Nguyen and Thuvan Van d/b/a Tony's Corner located at 5700 West Raymond Road in Lancaster County, Nebraska.
- E. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at [www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us). Click on 5 City-TV Video On Demand.

12) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

**NOTE:** Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at: <http://www.ci.lincoln.ne.us> on the County Clerk's website.